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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 EUGENE ALEXANDER DEY,

11 Petitioner,

No. CIV S-03-0883 LKK KJM P

12 vs.

13 M. YARBOROUGH,

14 Respondent.

ORDER

15 _____/
16 Petitioner, a state prisoner proceeding pro se, has filed this application for a writ
17 of habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States
18 Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

19 On September 28, 2007, the magistrate judge filed findings and recommendations
20 herein which were served on all parties and which contained notice to all parties that any
21 objections to the findings and recommendations were to be filed within twenty days. Petitioner
22 has filed objections to the findings and recommendations.

23 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 72-
24 304, this court has conducted a de novo review of this case, including the additional materials
25 and exhibits petitioner presented in support of his objections. Having carefully reviewed the

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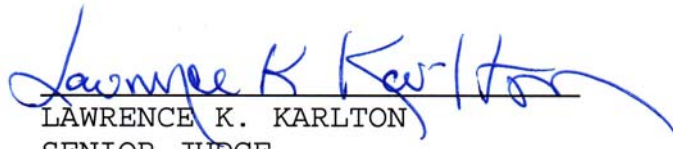
1 entire file, the court finds the findings and recommendations to be supported by the record and
2 by proper analysis.

3 Accordingly, IT IS HEREBY ORDERED that:

4 1. The findings and recommendations filed September 28, 2007, are adopted in
5 full; and

6 2. Petitioner's application for a writ of habeas corpus is denied.

7 DATED: February 15, 2008.

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11 LAWRENCE K. KARLTON
12 SENIOR JUDGE
13 UNITED STATES DISTRICT COURT
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